IN THE HIGH OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

(*Special Original Jurisdiction*)

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FRIDAY, THE FOURTEENTH DAY OF DECEMBER
TWO THOUSAND AND SEVEN

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P R E S E N T

THE HON'BLE SRI JUSTICE P.S. NARAYANA

* * *

WRIT PETITION No.26462 of 2007

Between:

R Balaji … Petitioner

Versus

The State of AP represented by
The District Collector (CS)
Nalgonda,
Nalgonda district. … Respondent

Counsel for the Petitioner: SRI K. ASHOK REDDY (439)

Counsel for the Respondents: GP for CIVIL SUPPLIES

THE HON'BLE SRI JUSTICE P.S. NARAYANA

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WRIT PETITION No. 26462 of 2007

O R D E R :

The Assistant Govt.Pleader for Civil Supplies had taken notice on 13-12-2007 and requests time to get instructions. The instructions are placed before this court.

2. It is stated that the case is under enquiry. Sri Ashok Reddy, the learned counsel representing the writ petitioner had pointed out to the relevant portion of the impugned order and the same reads as hereunder:

> "In view of the above, the authorization of Sri R.Balaji, FP shop dealer of Ravulapalli village is hereby suspended till further orders under the provisions of AP State PDS Control Order 2001 and he is called up to show cause why this authorization should not be cancelled while ordering forfeiture of his trade deposit to the Government. His written reply should reach this office within seven days from the date of receipt of this notice in person or through an advocate. If no reply is received in time it will be presumed that he has no reply to offer for the lapses and further action for cancellation of his authorization while forfeiting the trade deposit to the government based on the record available under PDS control Order 2001 will be taken.
> The Tahsildar, Tungaturthy is ordered to make the alternate arrangements for distribution of essential commodities to the card holders by keeping the adjacent dealer as incharge and report compliance".

3. In-as-much-as it is stated that the enquiry is pending. Let the enquiry be completed within a period of four weeks from the date of receipt of a copy of this order and in the light of the nature of the order made, till then, the impugned order is suspended.

4. With the above direction, the writ petition is disposed of at the stage of admission. No costs.

JUSTICE P S NARAYANA.

14/12/2007.

NB:

1) Operative Portion of the order

by wire at party's costs.

2) Furnish CC of the order tomorrow.

B/o. lsL.